

District Judge James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FUJUN MA, *et al.*,

Plaintiffs,

v.

UR JADDOU,

Defendants.

No. 2:21-cv-1657-JLR

STIPULATED DISMISSAL AND
ORDER

Noted for Consideration:
March 1, 2022

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties hereby stipulate to dismiss this case, without prejudice, on the following terms:

1. Thirty-six Plaintiffs brought this litigation pursuant to the Administrative Procedure Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate their Form I-829s. USCIS has approved the Form I-829 for the following Plaintiffs:

- a. Luiz Carlos Ribeiro De Rezende (WAC1812850815)
- b. Jianwei Liu (WAC1816552344)
- c. Florent Lepvraeu (WAC1990193183)
- d. Haifeng Yue (WAC1990243381)

- e. Liu Yue (WAC1990262899)
- f. Xiuqin Gu (WAC1990298870)
- g. Junping Zhang (WAC1990301713)
- h. Chuanhong Shu (WAC1990321055)
- i. Yan Li (WAC1990325939)
- j. Yingxu Li (WAC1990327764)
- k. Xiaotong Zu (WAC2090003503)
- l. Xiaoying Wang (WAC2090014171)
- m. Qingfeng Zhuang (WAC2090017428)
- n. Xiaolei Jiang (WAC2090041972)
- o. Jing Ma (WAC2090048204)
- p. Xiaoye Shi (WAC2090144571)
- q. Vijay Vuas Mohan (WAC1990111753)
- r. Fei Liu (WAC1990199746)
- s. Xuefen Xia (WAC1990241901)
- t. Qianwen Sun (WAC1990287213)

2. USCIS shall take initial adjudicative action for the remaining Form I-829s on the following schedule:

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Principal Plaintiff (WAC#)	Deadline for Initial Adjudicative Action from the Date of the Execution of this Stipulation
Fujun Ma (WAC21990317073)	60 days
Li Wei (WAC1990320036)	60 days
Lulu Zhang (WAC1990320039)	120 days
Chenchen Yang (WAC2090026389)	120 days
Emine Melike Sasa Saripolat (WAC2090043248)	120 days
Eva Marie Guerrand- Marie (WAC2090147429)	150 days
Pok Cheung Hui (WAC2090150924)	150 days
Yiming Wang (WAC2090171049)	150 days

3. USCIS will make best efforts to take initial adjudicative action for Plaintiff Bo Wen Zhu's (WAC2190034095) Form I-829 within 160 days of execution of this Stipulation.

4. USCIS agrees to adjudicate the subject Forms I-829 in good faith. If USCIS issues a Request for Evidence ("RFE") or Notice of Intent to Deny ("NOID") for any of the Plaintiff's petitions, USCIS will take the next adjudicative action within 75 days from receipt of

each Plaintiff's response. This 75-day timeframe will apply to the response to any subsequent RFE or NOID issued in each Plaintiff's case. Presently, the following Plaintiffs have received an initial RFE:

- a. Feng Li (WAC1808150216)
- b. Xiaowen Sun (WAC1890346193)
- c. Tao Lu (WAC1990088155)
- d. Siyuan Wang (WAC1990146763)
- e. Junru Chen (WAC1990200912)
- f. Lihong Wang (WAC1990211596)
- g. Ronghua Jiang (WAC2090047696)

5. If a Plaintiff believes USCIS has breached this agreement in any way, he or she will notify undersigned counsel and provide USCIS with at least 14 days to remedy any such breach.

6. The parties agree to bear their own costs and attorneys' fees.

IT IS SO STIPULATED THROUGH COUNSEL OF RECORD.

Dated: March 1, 2022

Respectfully submitted,

NICHOLAS W. BROWN
United States Attorney

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ORDER

The parties having so stipulated, the above is SO ORDERED. The case is dismissed without prejudice.

DATED this 2nd day of March, 2022.

A handwritten signature in black ink, appearing to read "James L. Robart", is written over a solid black horizontal line.

JAMES L. ROBART
United States District Judge